

I respectfully request The Commission verify that Evergy is operating under the *specific parameters of the CCN under which they are claiming use*.

For this verifying determination, The Commission **must have a completed project plan presented to them**. For this reason, I would also respectfully ask The Commission to reconsider their decision to **reverse the *Order Denying Staff's Motion to Pursue an Injunction*** and/or file a New ***Motion for Injunction***.

It is indisputable that the authority for CCNs lies under The Commission's jurisdiction and the Court has a duty to affirm the Order and the Complainants have provided evidence of intended potential and/or actual intended misuse of the CCN which Evergy operates under for the subject project.

***Please refer to:***

Empire Dist. Electric Co. v. Cox / Court of Appeals of Missouri, Southern District  
October 4, 1979 / No. 10861

**HN1 Appeals, Standards of Review**

While orders of the Missouri Public Service Commission (PSC) are subject to judicial review, the court is confined upon review to a determination of whether, on the facts before it, such order is reasonable and lawful. **If the reviewing court finds the order both reasonable and lawful, its duty is to affirm it.** If the order be found to be either unreasonable or unlawful, it should be set aside. **The trial court has no authority to interfere with reasonable orders of the PSC when supported by facts found on competent evidence, nor may it weigh evidence or substitute its judgment for that of the PSC.**

Thank you for your urgent attention to this request and ultimately supporting the public interest.

Tim Allegri